

Preface

IDAPA 37.03.09, “Well Construction Standards Rules” contained herein, and IDAPA 37.03.10, “Well Driller Licensing Rules” contain statewide requirements necessary to ensure protection of ground water resources from waste and contamination. The minimum requirements are not necessarily protective for unique local conditions. The Director may require more stringent standards for specific areas within regions of the state.

Idaho’s geologic history has produced a wide variety of rock types and sedimentary formations. It is therefore impractical to prepare standards for every possible hydro-geologic condition. Because each region of IDWR is based on geography and not geology, it is equally impractical to prepare standards that are specific to each geographic region. As such, it may be necessary for the Director or his designee to require alternate but not less protective standards specific to local hydro-geologic conditions.

Wells constructed in accordance with applicable standards require proper well design and adequate well construction practices and techniques by licensed professionals employing current industry procedures.

The well driller is responsible for construction of wells to ensure the well does not provide a pathway for contaminants, allow for contamination or waste of water or otherwise create a nuisance or public health hazard and adequately performs it’s intended function

The well owner is responsible for maintenance of wells to ensure the well does not provide a pathway for contaminants, allow for contamination or waste of water or otherwise create a nuisance or public health hazard.

IDAPA 37
TITLE 03
CHAPTER 09

37.03.09 - WELL CONSTRUCTION STANDARDS RULES

000. LEGAL AUTHORITY (RULE 0).

The Idaho Water Resource Board adopts these administrative rules with the authority provided by Section 42-238(12), Idaho Code. ()

001. TITLE AND SCOPE (RULE 1).

01. Title. These rules shall be cited as IDAPA 37.03.09, “Well Construction Standards Rules.” ()

02. Scope. The Department of Water Resources has statutory responsibility for the statewide administration of the rules governing well construction. These rules establish minimum standards for the construction of all new wells and the modification and decommissioning (abandonment) of existing wells. The intent of the rules is to protect the ground water resources of the state against waste and contamination. These rules are applicable to all water wells, monitoring wells, low temperature geothermal wells, injection wells, cathodic protection wells, closed loop heat exchange wells, and other artificial openings and excavations in the ground which are more than eighteen (18) feet in vertical depth below land surface as described in these rules pursuant to Section 42-230 Idaho Code. Some holes do not constitute a well. Holes not defined as wells for the purposes of these Rules are described in Rule 045 Subparagraph .03. Any time that such a hole is constructed, modified, or decommissioned (abandoned) the intent of these rules shall be observed. If waste or contamination is attributable to this type of hole, the hole shall be modified, repaired, or decommissioned (abandoned) as determined by the Director. ()

002. WRITTEN INTERPRETATION (RULE 2).

In accordance with Section 67-5201(19) (b)(iv), Idaho Code, the Idaho Department of Water Resources may draft and implement written statements that pertain to the interpretation of these Rules, or to the documentation of compliance with these Rules. ()

003. ADMINISTRATIVE APPEALS (RULE 3).

Persons may be entitled to appeal agency actions authorized under these rules pursuant to Section 42-1701A, Idaho Code, and IDAPA 37.01.01, “Rules of Procedure of the Idaho Department of Water Resources”. ()

004. INCORPORATION BY REFERENCE (RULE 4). ()

005. OFFICE HOURS -- MAILING ADDRESS AND STREET ADDRESS (RULE 5).

01. Office Hours. Office hours are 8 a.m. to 5 p.m. local time, Monday through

Friday, except holidays designated by the State of Idaho. ()

02. Mailing Address. The mailing address for the state office is
Idaho Department of Water Resources,
P.O. Box 83720,
Boise, Idaho 83720-0098 ()

03. Street Address. The street addresses for the state office of the Department of Water Resources, the regional offices in Idaho Falls, Coeur d'Alene, Twin Falls, and Boise, and the satellite offices in Salmon, and Soda Springs may be obtained by calling the state office at (208) 287-4800, or by visiting the Department's website at <http://www.idwr.idaho.gov>. ()

006. PUBLIC RECORDS ACT COMPLIANCE (RULE 6).

Records maintained by the Department of Water Resources are subject to the provisions of the Idaho Public Records Act, Title 9, Chapter 3, Sections 9-337 through 9-349, Idaho Code. ()

007. -- 009. (RESERVED)

010. DEFINITIONS (RULE 10).

Unless the context otherwise requires, the following definitions apply to these rules. ()

01. Approved Seal or Seal Material. Seal material shall consist of Bentonite chips, pellets, or granules, bentonite grout, neat cement, or neat cement grout as defined by these Rules. No other materials may be used unless specifically authorized by the Director. ~~installed in a manner that uniformly fills the annular space between the borehole wall and the permanent casing, or between two separate casing strings to act as a low permeability barrier and prevent the horizontal and vertical movement of fluids. Seals shall provide low permeability barriers between the land surface and the subsurface, or between subsurface zones, and are essential to the prevention of waste and contamination of the ground water resources or other location within a well (7-1-93)~~

02. Annular Space. The space, measured as one-half (1/2) the difference in diameter between two (2) concentric cylindrical objects, one of which surrounds the other, such as the space between the walls of a drilled hole (bore hole) and a casing or the space between two (2) strings of casing. ()

03. Aquifer. Any geologic formation(s) ~~of permeable saturated material, such as rock, sand, gravel, etc.,~~ that will yield water to a well in sufficient quantities to make the production of water from the formation feasible for beneficial use. ()

04. Area of Drilling Concern. An area designated by the Director in which drillers must comply with additional standards to prevent waste or contamination of ground or surface water due to such factors as aquifer pressure, vertical depth of the aquifer, warm or hot ground water, or contaminated ground or surface waters. ~~accordance with Section 42-238(15), Idaho Code.~~ ()

117 **05. Artesian Water.** Any water that is confined in an aquifer under pressure so that
118 the water will rise in the well casing or drilled hole above the elevation where it was first
119 encountered. This term includes water of flowing and non-flowing wells, ~~and water under~~
120 ~~pressure in wells that do not flow.~~ (7-1-93)

122 **06. Artificial Filter Pack.** Clean, rounded, smooth, uniform, ~~graded~~ sand or gravel
123 placed in the annular space around a perforated well casing or well screen. A filter pack is
124 frequently used to prevent the movement of finer material into the well casing and to increase
125 well efficiency. ()

127 **07. Bentonite.** A commercially processed and packaged, low permeability, sodium
128 montmorillonite clay certified by the National Sanitation Foundation (NSF) for use in well
129 construction, sealing, plugging, and decommissioning (abandonment). All ~~approved~~ bentonite
130 products used in the construction or decommissioning (abandoning) of wells shall have a
131 permeability rating not greater than 10^{-6} cm/sec. ()

133 **a. Chips.** Bentonite composed of pieces ranging in size from 1/4-inch to one (1)
134 inch on their greatest dimension. ()

136 **b. Granules** (also Granular). Bentonite composed of pieces ranging in size from
137 1/32-inch (#20 standard mesh) to 7/32-inch (#3 standard mesh) on their greatest dimension. ()

139 **c. Bentonite Grout.** A mixture of bentonite specifically manufactured for use as a
140 well sealing or plugging material and potable water to produce a grout with an active solids
141 content not less than 25% by weight e.g., (25% solids content by weight = 50 pounds bentonite
142 per 18 gallons of water). ~~Bentonite grout shall not be used above the water table. The use of~~
143 ~~bentonite grout(s) specifically designed and manufactured for use above the water table may be~~
144 ~~considered by the Department on a case by case basis.~~ ()

146 **d. Pellets.** Bentonite manufactured for a specific purpose and composed of uniform
147 sized, 1/4-inch, 3/8-inch, or 1/2-inch pieces on their greatest dimension. ()

149 **08. Board.** The Idaho Water Resource Board. (7-1-93)

151 **09. Bore Diameter.** The diameter of the hole in the formation made by the drill bit or
152 reamer. (7-1-93)

154 **10. Borehole** (also Well Bore). The subsurface hole created during the drilling
155 process. ()

157 **11. Bottom Hole Temperature of an Existing or Proposed Well.** The temperature
158 of the ground water encountered in the bottom of a well. (7-1-93)

160 **12. Casing.** The permanent conduit installed in a well to provide physical
161 stabilization, ~~to prevent caving and/or collapse of the borehole,~~ ~~to maintain the well opening and~~
162 ~~serve as a solid inner barrier to allow for the installation of an annular seal,~~ ~~necessary to prevent~~

~~waste and contamination of the ground water.~~ Casing does not include temporary [surface](#) casing, well screens, ~~or liners~~ [or perforated casing](#) as otherwise defined by these rules. ()

13. Cathodic Protection Well. Any artificial excavation in excess of eighteen (18) feet in vertical depth constructed for the purpose of protecting certain metallic equipment in contact with the ground. Commonly referred to as cathodic protection. (7-1-93)

~~**14. Cement Grout (neat cement grout).** A mixture of water and cement in the ratio of not more than six (6) gallons of water to a ninety four (94) pound sack of portland cement (neat cement) which is fluid enough to be pumped through a small diameter pipe. Up to five (5) % bentonite by dry weight may be added per sack of cement (neat cement grout) and the water increased to not more than six and one half (6.5) gallons per sack of cement. Other cement grout or neat cement mixes may be used. These grouts shall be mixed and installed in accordance with the American Petroleum Institute Standards — API Class A through H. As found in API RP10B “Recommended Practice for Testing Oil Well Cements and Cement Additives,” current edition or other approved standards. (7-1-93)~~

~~**1514. Closed Loop Heat Exchange Well.** A ground source thermal exchange well constructed for the purpose of installing any underground system through which fluids are circulated but remain isolated from direct contact with the subsurface~~ [or ground water](#). ()

~~**1615. Conductor Pipe.** The first and largest diameter string of permanent casing to be installed in a low temperature geothermal resource well. This casing extends from land surface to a depth great enough to keep surface waters from entering~~ [extend through the water table](#) and/or [prevent unconsolidated material](#) ~~loose earth~~ from falling in the hole prior to setting surface casing. ()

~~**1716. Confining Layer.** A subsurface zone of low-permeability earth material that naturally acts to restrict or retard the movement of water~~ [or contaminants](#) from one zone to another. The term does not include topsoil. ()

~~**1817. Consolidated Formations.** Naturally-occurring geologic formations that have been lithified (turned to stone) such as sandstone, limestone, or shale, igneous rocks such as basalt or rhyolite, and competent metamorphic rocks such as gneiss or slate. The term is sometimes used interchangeably with the word “bedrock”, and includes rocks such as basalt, rhyolite, sandstone, limestone and shale. ()~~

~~**1918. Contaminant.** Any physical, chemical, ion, radionuclide, synthetic organic compound, microorganism, waste or other substance which does not occur naturally in ground water or which naturally occurs at a lower concentration. Contamination also includes the introduction of heated or cooled water into the subsurface that will alter the ground water temperature. ()~~

~~**2019. Contamination.** The introduction into the natural ground water of any physical, chemical, biological or radioactive material which may: (7-1-93)~~

a. Cause a violation of Idaho Ground Water Quality Standards; or (7-1-93)

b. Adversely affect the health of the public; or (7-1-93)

c. Adversely affect a designated or beneficial use of the State's ground water. Contamination includes the introduction of heated or cooled water into the subsurface that will alter the ground water temperature and render the local ground water less suitable for beneficial use, or the introduction of any contaminant that may cause a violation of IDAPA 58.01.11, "Ground Water Quality Rule". ()

2120 Decommissioned (Abandoned) Well. Any well which has been permanently removed from service and filled or plugged in accordance with these rules so as to ~~prevent waste and contamination of the ground water~~ meet the intent of these Rules. A properly decommissioned well will not a) produce or accept fluids, b) serve as a conduit for the movement of contaminants inside or outside the well casing, and c) allow the movement of surface or ground water into unsaturated zones, into another aquifer, or between aquifers. ()

2221. Decontamination. The process of cleaning equipment intended for use in a well in order to prevent the introduction of contaminants into the subsurface and contamination of natural ground water. ()

2322. Department. The Idaho Department of Water Resources. (7-1-93)

2423. Dewatering well. A well constructed for the purpose of improving slope stability, dry up borrow pits, and or intercepting seepage that would otherwise enter an excavation. ()

2524. Director. The Director of the Idaho Department of Water Resources or his duly authorized representatives. (7-1-93)

2625. Disinfection. The introduction of chlorine or other agent or process approved by the Director in sufficient concentration and for the time required to inactivate or kill fecal and Coliform bacteria, indicator organisms, and other potentially harmful pathogens. ()

2726. Draw down. The difference in vertical distance between the ~~water table in an unconfined aquifer or the potentiometric surface in a confined aquifer and~~ static water level and the pumping water level. ()

2827 Drilled Well Director. A well that is constructed with a rotary drilling machine that incorporates the use of circulating drilling fluid or compressed air to remove drill cuttings from the borehole. The Director of the Department of Water Resources or his designee. ()

2928. Drive Point (also known as a Sand Point). A conduit pipe or casing through which ground water of any temperature is sought or encountered created by joining a "drive point unit" to a length of pipe and driving the assembly into the ground. ~~Drive points are not allowed to exceed 18 feet in depth without meeting all requirements set forth in these rules.~~ ()

3029. Exploratory Well. a well drilled for the purpose of discovering or locating new reserves resources in unproven areas. They are used to extract geological, hydrological, or geophysical information about an area. ()

3130. Global Positioning System (GPS). A global navigational receiver unit and satellite system used to triangulate a geographic position. ()

3231. Hydraulic Fracturing. A process whereby water or other fluid is pumped under high pressure into a well to further fracture the reservoir rock or aquifer surrounding the production zone of a well bore ~~thus to~~ increasing the flow into the well yield. ()

3332. Injection Well. Any excavation or artificial opening into the ground which meets the following three (3) criteria: (7-1-93)

a. It is a bored, drilled or dug hole, or is a driven mine shaft or driven well point; and (7-1-93)

b. It is deeper than its largest straight-line surface dimension; and (7-1-93)

c. It is used for or intended to be used for subsurface placement of fluids. (7-1-93)

3433. Intermediate String or Casing. The casing installed and sealed below the surface casing within a low temperature geothermal resource well to isolate undesirable water or zones below the bottom of the surface casing. Such strings may either be lapped into the surface casing or extend to land surface. (7-1-93)

3534. Liner. A conduit pipe that can be removed from the borehole or well, used to: a) serve as access and protective housing for pumping equipment, and b) provide a pathway for the upward flow of water within the well. Liner does not include casing required to: a) prevent caving and/or collapse of the borehole, or b) serve as a solid inner barrier to allow for the installation of an annular seal. ()

3635. Mineralized Water. Any naturally-occurring ground water that has an unusually high amount of chemical constituents dissolved within the water. Water with five thousand (5000) mg/L or greater total dissolved solids is considered mineralized. (7-1-93)

3736. Modify. To deepen a well, increase or decrease the diameter of the casing or the well bore, install a liner, place a screen, perforate existing casing or liners, alter the seal between the casing and the well bore, or alter the well to not meet well construction standards. (4-5-00)
~~To deepen a well, increase or decrease the diameter of the casing or the well bore, install a liner, place a screen, perforate existing casing or liner, alter the seal between the casing and well bore, decommission (abandon) or alter the well to not meet well construction standards. The proper installation of pitless adaptors, in compliance with Rule 25 Paragraph 20, is not considered modification. (——).~~

3837. Monitoring Well. Any well, including observation wells ~~and remediation wells,~~

more than eighteen (18) feet in vertical depth constructed to evaluate, observe or determine the quality, quantity, temperature, pressure or other characteristics of the ground water or aquifer. (7-1-93)

38. Neat Cement. A mixture of water and cement in the ratio of not more than six (6) gallons of water to a ninety-four (94) pound sack of portland cement (neat cement). Other cement grout mixes may be used if specifically approved by the Department (7-1-93)

39. Neat Cement Grout. Up to five (5) % bentonite by dry weight may be added per sack of cement (neat cement grout) and the water increased to not more than six and one-half (6.5) gallons per sack of cement. Other neat cement mixes may be used if specifically approved by the Department. These grouts shall be mixed and installed in accordance with the American Petroleum Institute Standards - API Class A through H. As found in API RP10B "Recommended Practice for Testing Oil Well Cements and Cement Additives," current edition or other approved standards.

~~**39. Over pumping.** The condition where, during routine operation, water is withdrawn from a well at a rate exceeding the design capacity of the well, or at a rate greater than the aquifer is capable of producing on a sustained basis, resulting in excessive sand production, aquifer material compaction or excavation, borehole erosion, land subsidence near the well, and/or premature well failure. Over pumping as means of initial well development is allowed provided that damage to the well is prevented.~~ ()

40. Pitless Adaptor or Pitless Unit. An assembly of parts designed for attachment to a well casing which allows buried pipe ~~discharge~~ to convey water from the well or pump and allows access to the interior of the well casing for installation or removal of the pump or pump appurtenances, while maintaining a water tight connection through the well casing and preventing contaminants from entering the well. (7-1-93)

41. Potable Water. Water, of adequate quality, for human consumption. ()

42. Pressure Grouting (Grouting). The process of pumping and placing an approved grout mixture into the required annular space, by positive displacement from bottom to top using a tremie pipe, Halliburton method, ~~or~~ float shoe, or other method approved by the Director. ()

43. Production Casing. The casing or tubing through which a low temperature geothermal resource is produced. This string extends from the producing zone to land surface. (7-1-93)

44 Public Water System. A system for the provision to the public of water for human consumption through pipes or, after August 5, 1998, other constructed conveyances, if such system has at least fifteen (15) service connections, regardless of the number of water sources or configuration of the distribution system, or regularly serves an average of at least twenty-five (25) individuals daily at least sixty (60) days out of the year. Such term includes: any collection, treatment, storage, and distribution facilities under the control of the operator of such system and used primarily in connection with such system; and any collection or pretreatment

storage facilities not under such control which are used primarily in connection with such system. Such term does not include any “special irrigation district.” A public water system is either a “community water system” or a “noncommunity water system.” ()

44. Remediation Well. A well used to inject or withdraw fluids, vapor, or other solutions approved by the Department for the purposes of remediating, enhancing quality, or controlling potential or known contamination. Remediation wells include those used for air sparging, vapor extraction, or injection of chemicals for remediation or in-situ treatment of contaminated sites. ()

45. Sand. Any sediment particle retained on a U.S. standard sieve #200 (0.075 mm to 2 mm). ()

46. Screen (well screen). A commercially produced structural tubular retainer with standard sized openings to facilitate production of sand free water. ()

47 Seal or Sealing. The placement of approved seal material in the required annular space between a borehole and casing, between casing strings, or as otherwise required to create a low permeability barrier and prevent movement or exchange of fluids. Seals are required in the construction of new wells, repair of existing wells, and in the decommissioning (abandonment) of wells. Seals are essential to the prevention of waste and contamination of ground water. ()

4748 Static Water Level. The long term average height at which water will rise in a well. ~~The level at which water stands in a well or unconfined aquifer under atmospheric conditions.~~ ()

4849. Surface Casing. The first string of casing in a low temperature geothermal resource well which is run-set and sealed after the conductor pipe to anchor blow out prevention equipment and to case and seal out all existing cold ground water zones. ~~In cold water wells it refers to the shallowest permanent or temporary casing string installed to maintain the well opening through overburden or unconsolidated formations near the surface.~~ ()

4950. Temporary Surface Casing. Steel pipe used to ~~retain~~ support the sides of the borehole within unstable ~~units~~ or unconsolidated formations ~~and/or to prevent the entrance of water into the borehole during drilling and well construction~~ of a well. Temporary casing is that shall be removed following the installation of the permanent well casing and prior to or during placement of an annular seal. ()

5051. Thermoplastic/PVC PipeCasing. Plastic piping material meeting the requirements of ASTM F 480 and specifically designed for use as well casing. ()

5152. Tremie Pipe. A small-diameter pipe used to ~~carry~~ convey grout or other well completion materials ~~into the bottom of the~~ annular space, borehole or ~~completion zone~~ well. ()

5253. Unconfined Aquifer. An aquifer in which the water table is in contact with and influenced by atmospheric pressure through ~~interstices~~ pore spaces in the overlying formations. ()

5354. Unconsolidated Formation. A naturally-occurring earth formation that has not been lithified. Alluvium, soil, sand, gravel, clay, and overburden are some of the terms used to describe this type of formation. (7-1-93)

5455. Unstable Unit. ~~All—u~~Unconsolidated formations, and those portions of consolidated formations that are not sufficiently hard or durable to sustain an open borehole without caving or producing obstructions without the aid of fluid hydraulics or other means of chemical or physical stabilization. ()

5556. Waste. The loss, transfer, or subsurface exchange of a ground water resource, thermal characteristic, or natural artesian pressure from any aquifer caused by improper construction, misuse, or failure to properly maintain any well. Waste includes: ()

a. The flow of water from an aquifer into an unsaturated subsurface zone; ()

b. The transfer and/or mixing of waters from one aquifer to another (aquifer commingling); ~~and~~or ()

c. The release of ground water to the land surface whenever such release does not comply with an authorized beneficial use. ()

5657. Water Table. The height at which water will rise in a well, also the upper surface of the zone of saturation in an unconfined aquifer. This level will change over time due to changes in water supply and aquifer impacts. ~~The surface in an unconfined aquifer or confining unit at which the pore water pressure is equal to atmospheric pressure.~~ ()

5758. Well. An artificial excavation or opening in the ground more than eighteen (18) feet in vertical depth below land surface by which ground water of any temperature is sought or obtained. The depth of a well is determined by measuring the maximum vertical distance between the land surface and the deepest portion of the well. Any water encountered in the well is considered to be obtained for the purpose of these rules. Well also means any waste disposal and injection well as defined by Section 42-3902, Idaho Code. Well does not mean a hole drilled for mineral exploration, oil and gas exploration (for which a permit has been issued pursuant to Section 47-320, Idaho Code), ~~for dam or building foundation dewatering, for foundation geotechnical evaluations, for the installation of standpipes or piezometers installed near dams, buildings or other construction sites for the sole purpose of measuring uplift forces caused by water or for the purpose of collecting soil samples above the water table.~~ ()

5859. Well Development. The act of bailing, jetting, pumping, or surging water in a well to remove drilling fluids, fines, and suspended materials from within ~~the borehole, screen, filter pack, and aquifer~~ a completed well and production zone to establish the optimal hydraulic connection between the well and the aquifer. ()

5960. Well Driller or Driller. Any person who operates drilling equipment, ~~is employed by a well contractor,~~ or who controls, or supervises, the ~~or oversees~~ the construction of

a well and is licensed under Section 42-238, Idaho Code, ~~causing a well to be drilled or constructed.~~ ()

6061. Well Drilling or Drilling. The act of constructing a new well or, modifying, or changing the construction of an existing well. ()

6162. Well Owner. Any person, firm, partnership, copartnership, corporation, association, or other entity, or any combination of these, who owns the property on which the well is or will be ~~constructed~~located, ~~Or~~ has secured the right ownership to the well by means of a deed, covenant, contract, easement, or other enforceable legal instrument for the purpose of benefiting from the well. ()

6263. Well Rig (Drill Rig). Any power driven percussion, rotary, boring, digging, jetting or auguring machine used in the construction of a well. (7-1-93)

011. -- 024. (RESERVED)

025. CONSTRUCTION OF COLD WATER WELLS (RULE 25).

01. General. All persons constructing wells shall comply with the requirements of Section 42-238, Idaho Code, and IDAPA 37.03.10, "Well Driller Licensing Rules". The standards specified in Rule 25 apply to all wells ~~except geothermal resource wells~~ with a bottom hole temperature of eighty-five (85) Degrees F or less. Wells with a bottom hole temperature of greater than ~~eighty~~eighty-five (85) Degrees F ~~and but~~ less than 212 Degrees F, shall meet the requirements of Rule 30 in addition to meeting the requirements of Rule 25. These standards also apply to any waste disposal and injection well as defined by Section 42-3902, Idaho Code, ~~and as conditioned by any permits issued by the Department.~~ The well driller shall construct each well: _____ ()

a. In accordance with these rules and with the conditions of approval of any drilling permit issued pursuant Section 42-235, Idaho Code, and in a manner that will prevent waste and contamination of the ground water resources of the state of Idaho. The adopted standards are minimum standards which must be adhered to in the construction of all new wells, and in the modification or decommissioning (abandonment) of existing wells. ~~It will be necessary in some cases to construct wells with significant additional controls beyond the minimum standards to accomplish these goals. The Director shall, when necessary to protect the ground water resource, require that specific wells be constructed in compliance with such additional standards as determined necessary. If the well driller determines, during construction, modification, or decommissioning (abandonment) of any well, that the minimum standards are not sufficient to protect the ground water resources, the well driller shall take measures over and above these minimum standards as necessary to achieve this goal. The well driller and the property owner are charged with the responsibility of taking appropriate steps to preventing waste and or contamination of the ground water resources during the construction, modification or abandonment of a well. The Director may add conditions of approval to a drilling permit issued pursuant to Rule 045 of these rules to require that a well be constructed in accordance with additional standards when necessary to protect ground water resources from existing contamination and waste or contamination during the construction, modification or~~

decommissioning (abandonment) of a well. ()

b. In consideration of the geologic and ground water conditions known to exist or anticipated at the well site; ()

c. Such that it is capable of producing, where obtainable, the quantity of water to support the allowed or approved beneficial use of the well, subject to law; ()

d. Such that it is adequately designed to sustain the production of water to support the approved beneficial uses ~~without over pumping~~ and in compliance with these Rules; ()

e. To meet the ~~following~~ siting and distance separation requirements in the below table and the siting and distance requirements set forth by the appropriate District Health Department and the Idaho Department of Environmental Quality rules IDAPA 58.01.03, "Individual/Subsurface Sewage Disposal Rules", and IDAPA 58.01.08, "Idaho Rules for Public Drinking Water Systems" current at the time of well completion. ()

Separation of Well from:	Minimum Separation Distance (feet)
Existing Public Water Supply well	50
Other existing well, separate ownership	25
Septic drain field	100
Septic tank	50
Drainfield of system with more than 2,500 GPD of sewage inflow	300
Sewer line - main line or sub-main, pressurized, from multiple sources	100
Sewer line - main line or sub-main, gravity, from multiple sources	50
Sewer line - secondary, pressure tested, from a single residence or building	25
<u>Effluent pipe</u>	<u>50</u>
Property line	5
Permanent buildings, other than those to house the well and/or plumbing apparatus	10
Above ground chemical storage tanks	50 <u>20</u>
<u>Permanent (more than six months) or intermittent (more than two months) surface water</u>	<u>50</u>
Streams, canals, irrigation ditches or laterals, and other permanent, temporary or intermittent (greater than 45 consecutive days per year less than two months) bodies of <u>surface water</u>	50 <u>25</u>

~~AND the siting and distance requirements set forth by the appropriate District Health Department and Idaho Department of Environmental Quality rules IDAPA 58.01.03, "Individual/Subsurface Sewage Disposal Rules", and IDAPA 58.01.08, "Idaho Rules for Public Drinking Water Systems" current at the time of well completion.~~ ()

f. If, in any given unique case, it appears that the ground water resources can be protected against waste and contamination without complying with the minimum well construction standards, a written request for a waiver may be submitted to the Department according to Rule 025 Paragraph .02. If the Director determines that the waiver can be granted, the well can be constructed with some variance from the minimum standards. In order to prevent

unnecessary delay the Director may grant a waiver, upon oral request, provided that the oral request is followed by a written request as specified in Rule 025 Paragraph .02. (7-1-93)

02. Waivers. In any unique case, if the Director concludes that the ground water resources can be protected against waste and contamination, a waiver of specific standards set forth in these rules may be approved prior to constructing the well. The well driller or owner ~~may~~shall submit a detailed plan and written request to the Director for a waiver of ~~any of these~~specific minimum standards. A waiver request shall be made by facsimile, email, or letter. Prior to submittal, the well driller shall provide the plan and written request to the well owner for signature and acknowledgement of concurrence with the waiver request. The waiver may be ~~granted~~approved if the Director determines that the ground water resources and public health will be protected ~~according to the plan,~~the intent of these Rules will be served, and the waiver ~~will~~shall not conflict with other ~~requirements established by authorized bodies~~regulatory agencies (e.g. District Health Departments, Idaho Department of Environmental Quality, etc.). ~~Well~~Construction activities, ~~modification, or decommissioning (abandonment)~~ shall not commence until the Director has approved the plan and granted the waiver in writing. If a waiver is granted, all well drilling activities shall adhere to the plan as approved, ~~and a~~All other ~~minimum~~ standards not requested to be waived shall apply. ()

03. Records. In order to enable a comprehensive survey of the extent and occurrence of the state's ground water resource, every well driller shall: ()

~~b. Maintain~~maintain a daily well log available for inspection at the drilling site on a form acceptable to the department ~~bearing with pertinent data concerning the well, and its construction or decommissioning (abandonment),~~ the initials of the driller or operator recording information during the work shift. The well log shall be available for review by department personnel at the well site. The following information shall be recorded: (4-5-00)

i. Borehole lithology; (4-5-00)

ii. Water bearing zones; (4-5-00)

iii. Static water levels; (4-5-00)

iv. Bottom hole temperature; (4-5-00)

v. Casing and sealing placement status; (4-5-00)

vi. A description of problems encountered; and (4-5-00)

vii. ~~The driller shall retain the well log for at least one (1) year after the driller's report is submitted to the department.~~ (4-5-00___)

ea. Submit driller's reports, acceptable to the director, on forms approved by the department. Driller's report's shall be submitted within thirty (30) days after drilling activities cease or following removal of the drill rig from the drilling location. Driller's reports shall be

prepared from information recorded on the daily well log and properly signed by the driller(s) and /or operator(s). Driller's reports returned to the driller due to deficiencies must be corrected and returned to the department within thirty (30) days of mailing by the department. (4-5-00 ____)

~~_____d. Provide the well owner with a copy of the approved well drilling permit, and a copy of the well driller's report upon completion of the well. _____ (____)~~

04. Casing. The well driller shall install ~~unperforated~~ casing in every well. Steel or thermoplastic casing may be installed in any well with a bottom hole temperature of eighty-five (85) degrees F or less, than or equal to 85 degrees F. Thermoplastic pipe shall not be installed in a well with a bottom hole temperature greater than eighty-five (85) degrees F. All casing to be installed must be new or in like-new condition, free of defects, and clearly marked by the manufacturer with all specifications required by these rules. For all wells the casing shall extend at least twelve (12) inches above land surface and finished grade and to a minimum depth of ~~fifty eight (58) feet~~ below land surface ~~or as otherwise~~ required by these rules. Concrete slabs around a well casing will be considered finished grade. . The well driller shall install casing of sufficient strength to withstand calculated and anticipated subsurface forces and corrosive effects. ~~Perforated casing shall not extend through a confining layer that separates aquifers or zones of differing pressure, temperature, or quality.~~ The well driller shall install casings sufficiently plumb and straight to allow the installation or removal of screens, liners, pumps and pump columns without ~~binding or having~~causing adverse effects on the operation of the installed pumping equipment. ~~If it is determined that the borehole, and/or casings are not sufficiently plumb and straight to allow the above tasks as described, the well driller shall repair or decommission (abandon) the well in accordance with these rules.~~ (7-1-93)

a. Steel Casing. ~~In every instance where steel well casing is installed, it shall be new or in like new condition, and be free of structural defects.~~ When steel casing lengths are joined together, they shall be joined by welded joints or screw-couple joints. All connections shall be water tight. If steel casing joints are welded, the weld shall be at least as thick as the well casing and fully penetrating. Welding rods or flux core wire of at least equal quality to the casing metal shall be used. Casing ends to be joined by welding shall be properly prepared, beveled and gapped to allow full penetration of the weld. All stick welded joints shall have a minimum of two (2) passes including a "root" pass and have minimal undercut when complete. ()

i All wells that are constructed for public water systems shall, in addition to meeting these standards, meet all of the casing wall thickness requirements set for the by the Idaho Department of Environmental Quality Rules, IDAPA 58.01.08, "Idaho Rules for Public Drinking Water Systems."

ii. The well driller shall install steel casing that meets or exceeds the American Society of Testing and Materials (ASTM) standard A53, Grade B or American Petroleum Institute (API) 5L Grade B, and that meets the following specifications for wall thickness:

603

Minimum Single-Wall Steel Well Casing Thickness¹ for Selected Diameters (in.)

Nominal Diameter (in.) ³	6 ²	8	10	12	14	16	18	20	22	24	26	28	30
Depth (ft.)	Nominal Wall Thickness (in.) ¹												
<100	0.250	0.250	0.250	0.250	0.250	0.250	0.250	0.250	0.250	0.250	0.250	0.250	0.250
100-200	0.250	0.250	0.250	0.250	0.250	0.250	0.250	0.250	0.250	0.250	0.250	0.250	0.250
200-300	0.250	0.250	0.250	0.250	0.250	0.250	0.250	0.250	0.250	0.250	0.250	0.250	0.250
300-400	0.250	0.250	0.250	0.250	0.250	0.250	0.250	0.250	0.250	0.375	0.375	0.375	0.375
400-600	0.250	0.250	0.250	0.250	0.250	0.250	0.250	0.250	0.375	0.375	0.375	0.375	0.375
600-800	0.250	0.250	0.250	0.250	0.250	0.250	0.375	0.375	0.375	0.375	0.375	0.375	0.375
800-1000	0.250	0.250	0.250	0.250	0.375	0.375	0.375	0.375	0.375	0.375	0.375	0.375	0.375
1000-1500	0.280	0.322	0.365	0.375	0.375	0.375	0.375	0.375	0.375	0.375	0.375	0.375	0.375
1500-2000	0.280	0.322	0.365	0.375	0.375	0.375	0.375	0.375	0.375	0.375	0.375	0.375	0.375

¹Compliance with the minimum nominal wall thicknesses listed is required for any depth or location where casing is used to prevent caving and/or collapse of the borehole or serves as a solid inner barrier to allow for the installation of an annular seal. ²For nominal casing diameters less than 6 inches, the minimum nominal wall thickness shall be equivalent to ASTM Schedule 40. ³For any other casing diameter not addressed herein, prior Department approval is required. ()

b. Thermoplastic Casing. Thermoplastic pipe casing may be used as casing in all monitoring wells and other cold water wells only when if drilling of the borehole confirms its suitability for use. Thermoplastic pipe shall not be installed in a well with a bottom hole temperature greater than 85 degrees F. Thermoplastic pipe casing used as casing or liner shall conform to ASTM F 480 and NSF-WC. When installing thermoplastic pipe as casing or liner the well driller shall ensure the selection and use of the appropriate, minimum rated thermoplastic pipe with respect to differential hydraulic pressures in accordance with the manufacturer's Resistance to Hydraulic Collapse Pressure (RHCP) specifications. In no instance The well driller shall not shall the well driller use thermoplastic pipe casing for under any application condition that would exceed where the manufacturer's resistance to hydraulic collapse pressure (RHCP) specifications or total depth recommendations specifications are exceeded. Thermoplastic pipe casing extending above-ground shall be protected from physical and ultraviolet light damage by enclosing it within steel surface casing extending at least twelve (12) inches above land surface and finished grade and to a minimum depth of eighteen-five (185) feet below land surface, or four (4) feet below land surface for monitoring wells. ()

i. Thermoplastic pipe used in wells as casing or liner shall have a minimum rating of SDR-21. For nominal diameters of four (4) inches or less, a minimum rating of Schedule Schedule 40 is required. If used as casing within unconsolidated or unstable consolidated unit formations, thermoplastic pipe shall be centralized and fully supported throughout the unstable zone(s) with filter pack or seal material as required by these rules. ()

ii. All thermoplastic casing and liner shall be installed in accordance with the manufacturer's recommendations and specifications, and as required by these rules. The well driller shall not use treat thermoplastic pipe for permanent installation in any manner that would adversely affect its structural integrity. The well driller shall: ()

iii.a. Ensure that the weight of the pump assembly, if secured to the thermoplastic pipe,

does not exceed the weight limitations per manufacturer's recommendations or cause damage to the pipe resulting in breaks or leaks. ()

ivb. Not use Type III (high-early strength) Portland cement-based seal materials in direct contact with thermoplastic pipe unless approved by the Director ()

viiic. Not drive, drop, force, or jack thermoplastic pipe into place. Thermoplastic pipe shall be lowered or floated into an oversized, obstruction-free borehole; ()

05 Liner. In addition to well casing, liners may be installed in wells to prevent damage to pumping equipment. Steel or thermoplastic pipe may be installed as liner in a well with a bottom hole temperature of 85 degrees F or less. Thermoplastic liner shall conform to ASTM F 480 and NSF-WC. Thermoplastic pipe shall not be installed in a well with a bottom hole temperature greater than 85 degrees F. Thermoplastic liners shall not be used in unconsolidated formations. ()

06. Screen. Well screens shall be used in constructing a well when necessary to avoid sand production (see sand production, Rule 25 Paragraph 23). Well screens shall be commercially manufactured; slotted, louvered, or wire wrapped and installed according the manufacturers specifications. ()

a. Screens may require a filter pack consisting of sand or gravel to further reduce the quantity of sand produced from the well. ~~A properly placed filter pack also helps to support the screen and casing and prohibits collapse of the well bore in unconsolidated and unstable consolidated formations.~~ ()

b. The well driller shall not install well screens, perforated intakes, perforated casing, or ~~other intakes~~ filter pack across ~~that circumvent~~ a confining layer(s) separating aquifers of different pressure, temperature, or quality. ()

07. Use of Approved Sealing Materials and Requirements Required Annular Space. ~~Well casings shall be sealed in the required annular space with approved material to prevent the possible downward movement of contaminated surface waters or other fluids in any annular space around the well casing. Approved seal materials may consist of either dry bentonite products or mixed grouts as defined by these Rules. The seal shall also prevent the movement or exchange of artesian waters along the well casing that could result in waste, loss of artesian pressure, or contamination of ground water. Proper sealing is also required, to prevent the movement of ground water either upward or downward from zones of different pressure, temperature or quality.~~ Well casings shall be sealed in the required annular space with approved material to prevent the possible downward movement of contaminated surface waters or other fluids in any annular space around the well casing. Proper sealing is also required to prevent the movement of groundwater either upward or downward from zones of different pressure, temperature or quality, within the well or outside the casing. The Well Driller shall notify by phone the Department's appropriate Region Office at least four-hours in advance of placing any annular seal to provide Department staff the opportunity to observe seal placement. ()

684 **a.** All casing to be sealed shall be adequately centralized to ensure uniform seal
685 | thickness around the well casing. Surface seals shall extend to not less than fifty eight (58) feet
686 | below land surface for well depths greater than fifty eight (58) feet. For well depths less than
687 | fifty eight (58) feet, seals shall extend to depths as hereafter required. ()

688
689 | **b.** Seals ~~shall be~~are required at depths greater than fifty eight (58) feet in artesian
690 | wells or to seal through confining layers separating aquifers of differing pressure, temperature, or
691 | quality in any well. ()

692
693 | **c.** When a well is modified and the existing casing is moved or the original seal is
694 | damaged, or a well driller discovers that a seal was not installed or has been damaged, the well
695 | driller shall repair, replace, or install a seal around the permanent casing that is equal to or better
696 | than required when the well was originally constructed; ()

697
698 | **d.** Manufactured packers and shale traps may be used as devices to retain approved
699 | seal material when installing a required annular seal. Whenever these devices are used to retain
700 | seal material, the well driller shall comply with the manufacturer's recommendations for
701 | installation. ()

702
703 | **e.** If a temporary casing has been installed, upon completion of the drilling, the
704 | annular space shall be filled with approved seal material and kept full while withdrawing the
705 | temporary casing. Bentonite chips should be used with caution when the annular space between a
706 | temporary casing and permanent casing is filled with water. ()

707
708 | **f.** For mixed grout seals (~~bentonite grout, neat cement or cement grout(s)~~) the
709 | minimum annular space required shall provide for a uniform seal thickness not less than one (1)
710 | inch on all sides of the casing or a borehole at least two (2)" inches larger than the outside
711 | diameter of the casing to be sealed. (Note: a seven and seven-eighths (7 7/8)" inch diameter
712 | (eight (8)" inch nominal) bore hole around a six and five-eighths (6 5/8)" inch casing does not
713 | satisfy the minimum annular space requirements). When placing grout seals with a removable
714 | tremie pipe between casing strings or between a borehole and casing, the required annular space
715 | shall be at least one (1)" (~~one~~ inch) or equal to the outside diameter of the tremie pipe whichever
716 | is greater. Permanent tremie pipes will be considered as a casing string and subject to minimum
717 | annular space requirements in addition to the annular space requirements around the well casing.
718 | All grout seals shall be placed from the bottom up, by ~~either pressure grouting or using a tremie~~
719 | pipe using an approved method. Bentonite grout shall not be used above the water table unless
720 | specifically designed and manufactured for such use and approved by the Department in
721 | advance. ()

722
723 | **i.** If cement-based grout (neat cement or neat cement grout) is used to create a seal,
724 | the casing string sealed shall not be moved or driven after the initial set. Construction shall not
725 | resume for a minimum of twenty four (24) hours following seal placement; ()

726
727 | **dg.** For dry bentonite seals the minimum annular space required shall provided for a
728 | uniform seal thickness not less than one and five-eighths (1 5/8)" inch on all sides of the casing
729 | or a borehole at least four (4)" inches larger than the "**nominal diameter**" of the casing to be

sealed. e.g., (six and five-eighths (6 5/8) inch casing (~~nominal 6"~~six (6) inches nominal) requires a ten (10)" inch nominal temporary casing or a nine and seven-eighths (9 7/8)" inch minimum borehole). Listed below are additional annular space requirements and limitations for placement of dry bentonite seals: ()

i. All dry bentonite seals shall be tagged during placement and consider volumetric calculations to verify placement. ()

ii. Installation of dry bentonite seals shall be consistent with the manufacturers recommendations and specifications for application and placement. ()

iii. Granular bentonite shall not be placed through water. ()

iv. If a granular bentonite seal is placed deeper than two hundred (200) feet, the minimum annular space shall be increased ~~to the next larger nominal size~~ by at least one (1) inch e.g., (six and five-eighths (6 5/8) inch casing (~~nominal six (6)" inches nominal~~) requires a twelve (12)" inch nominal temporary casing or a twelve (12)" inch minimum borehole). ()

v. Bentonite chips may be place through water or drilling fluid of appropriate viscosity. Bentonite chip seals placed through more than fifty (50) feet of water or drilling fluid ~~to depths greater than 58 feet~~ will require the minimum annular space to be increased by at least one (1) inch ~~to the next larger nominal size~~ e.g., (six and five-eighths (6 5/8) inch casing (~~nominal 6"~~six (6) inches nominal) requires a twelve (12)" inch nominal temporary casing or a twelve (12)" inch minimum borehole). ()

~~e. If cement based grout (neat cement, neat cement grout) is used to create a seal, the permanent casing string shall not be moved or driven after the initial set of any cement based grout. Construction shall not resume for a minimum of twenty four (24) hours following placement; ()~~

~~f. Whenever a well driller moves the permanent surface casing or damages the existing seal, or whenever a well driller discovers that a seal was not installed or has been damaged, the well driller shall repair, replace, or install a minimum fifty eight (58) foot seal around the permanent surface casing; ()~~

~~g. Manufactured packers and shale traps may be used as devices to retain approved seal material when installing a required annular seal. Whenever these devices are used to retain seal material, the well driller shall comply with the manufacturer's recommendations for installation. ()~~

~~h. If a temporary casing has been installed, upon completion of the drilling, the annular space shall be filled with approved seal material and kept full while withdrawing the temporary casing. ()~~

08. Sealing of wells.

i.a Consolidated formations. When a water well is drilled into and acquires water

from an aquifer that ~~is overlain by or comprised~~ consists of consolidated formations which are above the water table ~~unperforated~~ casing shall be installed so that it extends and is sealed to a depth not less than fifty-eight (58) feet. If the well depth is less than fifty-eight (58) feet from land surface, ~~unperforated well~~ casing shall be installed and sealed five (5) feet into the consolidated formation or to a depth of eighteen (18) feet, whichever is greater. ()

jb. Unconsolidated formations without confining layers of clay. When a water well is drilled and acquires water from an unconfined aquifer which is overlain with unconsolidated formations, such as sand and gravel without confining layers of clay, unperforated well casing shall extend to at least five (5) feet below the water table and be sealed to a depth not less than fifty-eight (58) feet. If the well depth is less than fifty-eight (58) feet, unperforated well casing shall extend to at least five (5) feet below the water table or eighteen (18) feet, whichever is greater and be sealed to a depth of at least eighteen (18) feet. ()

kc. Confining layers of clay in unconsolidated formations. When a well is drilled to develop water from an aquifer that is overlain by unconsolidated deposits such as sand and gravel, and there are confining layers of clay above the water table, ~~unperforated~~ well casing shall be installed from the land surface to the confining layer immediately above and in contact with the production zone and sealed to a depth not less than fifty-eight (58) feet. If the well depth is less than fifty-eight (58) feet from land surface, ~~unperforated~~ well casing shall extend and be sealed into the first confining layer or to a depth of eighteen (18) feet, whichever is greater. ()

0809. Artesian Water. When artesian water is encountered, unperforated well casing shall extend into the confining layer immediately overlying the production zone and be sealed from land surface to depth not less than fifty eight (58) feet. Additionally the casing shall be sealed through all confining layers separating zones of differing pressure to prevent surface and subsurface exchange or movement of water from the artesian zone(s). An annular seal shall be placed from the bottom of the confining layer immediately overlying the production zone to the top of the confining layer or ten (10) feet, which ever is greater. If multiple artesian zones are encountered, unperforated well casing shall be installed through any layer confining artesian pressure and terminate in the lowermost confining layer immediately above and in contact with the production zone. An annular seal shall be placed through the full thickness of each layer confining artesian pressure and above the production zone and install an annular seal from land surface to a depth not less than fifty eight (58) feet, or a full length annular seal shall be placed from the top of the production zone to land surface. If the well depth is less than fifty-eight (58), the well shall be cased and sealed from land surface to the top of the production zone or to a depth of eighteen (18) feet, whichever is greater. ()

a. If the well flows at land surface, it shall be equipped with a control valve so that the flow can be completely stopped. If leaks occur around the well casing or adjacent to the well, the well shall be completed with seals, packers, casing or grout to eliminate the leakage. Flowing artesian wells shall be equipped with an approved pressure gage fitting that will allow access for measurement of shut-in pressure of a flowing well. All pressure gage fittings shall include control valves such that the pressure gage can be removed. The well driller shall not move his well drilling rig from the site until this has been accomplished. Some mixing of water may be required to develop an adequate water well; however, the mixing shall be restricted to water

zones of similar pressure, temperature and quality. The driller shall take precautions to case and seal out zones which may lead to waste or contamination. ()

0910 Injection Wells. In addition to meeting the requirements of Rule 25, the construction modification, and/or decommissioning (abandonment) of all injection wells over eighteen (18) feet in vertical depth shall also comply with the IDAPA 37.03.03, “Rules for the Construction and Use of Injection Wells” and the injection well permit. Drillers shall obtain from the Director a certified copy of the permit authorizing construction or modification of an injection well before beginning work. ()

1140 Cathodic Protection Wells. All cathodic protection wells shall be constructed by a licensed well driller in compliance with these rules. A detailed construction plan shall be included with the drilling permit application. ()

1241 Monitoring Wells. All monitoring wells shall be constructed and maintained in a manner that will prevent waste or contamination and as otherwise required by these rules. When a monitoring well is no longer useful or needed, the owner or operator of the well shall decommission (abandon) the well in accordance with Rule Subsection 025.14. No person may divert ground water from a monitoring well for any purpose not authorized by the Director. The application for a permit for all monitoring wells shall include a design proposal prepared by a licensed engineer or registered geologist pursuant to Section 42-235, Idaho Code. Blanket permits for well networks may be approved for site-specific monitoring and/or remediation programs. The designs and specification shall demonstrate that: ()

a. The ground water resources are protected against waste and contamination; ()

b. The remediation wells will inject or withdraw only fluids, gasses or solutions approved by the Department; ()

c. The remediation and monitoring wells will be constructed so as to prevent aquifer commingling; and ()

d. The remediation and monitoring wells will be properly decommissioned (abandoned) upon project completion and in accordance with these rules. ()

1342. Closed Loop Heat Exchange Wells. The well driller shall construct closed loop heat exchange wells in consistent with these rules. The well driller is not required to install steel casing in such wells. When constructing a closed loop heat exchange well, the well driller shall: ()

a. Construct each borehole of sufficient size to provide the annular space required by these Rules. ()

b. Seal the annular space of each borehole with approved seal material in accordance with these rules; ()

c. Install fluid-tight circulating pipe, composed of high-density polyethylene, grade PE3408, minimum cell classifications PE355434C or PE345434C conforming to ASTM Standard D3350, or other Department-approved pipe; ()

d. Join pipe using thermal fusion techniques according to ASTM Standards D-3261 or D-2683. All personnel creating such system joints shall be trained in the appropriate thermal fusion technologies; ()

e. Use only propylene glycol, or other Department-approved circulating fluid;()

f. Ensure that any other system additive is NSF compliant and has prior Department approval; ()

g. Pressure test each loop with potable water prior to grout installation; ()

h. Pressure test the system with potable water prior to installation of the circulating fluid at 100% of the designed system operating pressure for a minimum duration of 24 hours; and; ()

i. Properly repair or decommission (abandon) all loops failing the test by pressure pumping approved seal material through the entire length of each failed loop. After grouting, loop ends shall be fused together or capped. ()

1413. Access Port or Pressure Gage. Upon completion of a well and before removal of the well rig from the site, the well shall be equipped with an access port that will allow for measurement of the depth to water or an approved pressure gage fitting that will allow access for measurement of shut-in pressure of an artesian flowing well. All pressure gage fittings shall include control valves such that the pressure gage can be removed. Approved access ports are illustrated in Figure 4, APPENDIX D, (located at the end of this chapter) together with approved locations for pressure gage fittings. Air lines are not a satisfactory substitution for an access port. Nonflowing domestic and stock water wells that are to be equipped with a sanitary seal with a built-in access port are exempt from this requirement. (7-1-93)

1514. Decommissioning (Abandoning) of Wells.

a. The well owner is charged with maintaining and properly decommissioning (abandoning) a well in a manner that will prevent waste and/or contamination of the ground water. No person shall decommission a well in Idaho without first obtaining a driller's license or receiving a waiver of the license requirement from the Director of the Department of Water Resources. Authorization is required from the Director prior to decommissioning any well. Upon decommissioning, the person who decommissioned the well shall submit to the Department a report describing the procedure. (.....)

b. The Director may require decommissioning of a well in compliance with the provisions of these Rules if the well does not meet minimum well construction standards, meets the definition of Unused or Unusable Water Well, poses a threat to human health and safety, or is

in violation of IDAPA 58.01.11, "Ground Water Quality Rule"; and/or or if there is no valid water right or other authorization acceptable to the Director for use of the well. When required by the Director, decommissioning shall be done in accordance with the following: (7-1-93)

c. Cased wells and boreholes without a continuous seal from top of intakes or screen to the surface. The well driller shall use one (1) of the following methods as applicable: ()

i. The Director may require that well casing be perforated every five (5) feet from the bottom of the casing to within five (5) feet of the surface. Perforations made shall be adequate to allow the free flow of seal material into any voids outside the well casing. There shall be at least four equally spaced perforations per section circumference. Approved grout shall be pressure pumped to fill any voids outside of the casing. A sufficient volume shall be used to completely fill the well and annular space; or ()

ii. Fill the borehole with approved seal material as the casing is being removed. ()

e. Cased wells and boreholes with full-depth seals. If the well is cased and sealed from the top of the screen or production zone to the land surface, the well shall be completely filled with approved seal material. ()

f. Uncased wells shall be completely filled with approved seal material. ()

1615. Completion of a Well. The Director shall consider that every well is completed when the well drilling equipment has been removed, unless written notice has been given to the Director by the well driller that he intends to return and do additional work on the well within a specified period of time. Upon completion of the well, the well shall meet all of the required standards. (7-1-93)

a. Upon completion of drilling and prior to removal of well drilling equipment from a ~~water~~-well site, the top of the casing shall be completely covered with: ()

i. a one fourth inch (1/4") thick solid, new or like-new steel plate with a three fourths inch (3/4) threaded and plugged access port, welded to and completely covering the casing or ()

ii. a threaded cap, or a commercially manufactured watertight sanitary well cap or()

iii. a commercially manufactured water-tight, snorkel-vented or non-vented well cap on any well susceptible to submergence or ()

iv. a Department approved control device per Idaho code 42-1603 on any well that flows at land surface. ()

b. Upon the completion of every well, the well driller shall permanently affix the stainless steel well tag to the steel surface casing in a manner and location that maintains tag

legibility. The well driller shall secure each tag by a full-length weld across the top and down each side of the tag, or by using one (1) stainless steel, closed-end domed rivet near each of the four (4) corners of the tag. Prior to welding or riveting, the tag shall be pre-shaped to fit the casing such that both sides to be welded or riveted touch the casing and no gaps exist between the tag and casing. For closed loop heat exchange wells, the well driller shall obtain Director approval for well tag placement and method of attachment. ()

1716. Pitless Adapters. When a pitless adaptor is used, the adaptor should be of the type approved by the National Sanitation Foundation (NSF) testing laboratory or the approval code adopted by the Pitless Adaptor Division of the Water Systems Council. The pitless adaptor, including the cap or cover, casing extension, and other attachments, must be so designed and constructed to be water tight and to prevent contamination of the potable water supply from external sources. If a permanent surface or outer casing is installed and is cut off or breached to install the pitless adapter on an inner well casing or liner, the space between the permanent outer casing and the liner or inner casing shall be sealed. The well owner or person installing the pitless adaptor shall then seal the excavation surrounding the pitless adaptor using an approved seal material. (7-1-93)

1847. Dry Hole Wells. Dry hole wells or wells from which the quantity of water to meet a beneficial use cannot be obtained shall be decommissioned with cement grout, concrete or other approved material in accordance with these rules. (7-1-93)

1948. Pump Installation. No person shall install a pump into any well that would cause a violation of Rule 025 Paragraph 23-24, or would allow the well to be continuously over pumped. ()

2019. Explosives. Explosives used in well construction shall never be detonated inside the required well casing. Approved explosive casing perforators may be exempted by the Director. (7-1-93)

2120. Hydraulic Fracturing. Hydraulic fracturing shall be performed only by well drillers licensed in Idaho. The pressure shall be transmitted through a drill string and shall not be transmitted to the well casing. The driller shall provide a report to the Director of the fracturing work which shall include well location, fracturing depth, fracturing pressures and other data as requested by the Department. (7-1-93)

2221. Drilling Fluids or Drilling Additives.
The well driller shall use only potable water and drilling fluids or drilling additives that are manufactured for use in water wells, are National Sanitary Foundation (NSF), American Petroleum Institute (API), or ASTM/ANSI approved; and do not contain a concentration of any substance in excess of Primary Drinking Water Standards, as set forth in IDAPA 58.01.08, "Rules for Public Drinking Water Systems" according to manufacturer's specifications. The well driller may seek approval from the Director to use specific, non-certified products on a case-by-case basis. In addition, the well driller shall ensure the containment of all drilling fluids and materials used or produced to the immediate drilling site, and shall not dispose of such fluids or materials into any streams, canals, boreholes, wells, or other subsurface pathways. ()

2322. Disinfection and Decontamination.

No casing, pipe, pumps, artificial gravel packs, drilling tools or other items shall be placed in a well which will cause contamination. Every person shall ~~decontaminate and/or disinfect~~ all casing, tools, drilling equipment and materials, pumps, electrical wiring and controls, drop pipe, and all other equipment to be inserted into a well. For Upon completion of a well the driller shall be responsible for every person shall ensure adding the appropriate amount of disinfecting chemical compound and distributing it throughout the well to achieve a uniform concentration for “in place” disinfection of the well. Chlorine compounds used in accordance with the table listed below will satisfy this requirement. Other methods may be used if approved by the Department in advance. ~~according to the table in Subparagraph 025.e.iv below, is added to the well before the insertion of any equipment or materials. Every person shall ensure sufficient exposure and contact time of all equipment, materials, and casing, including any equipment, materials, and casing above the water level, to achieve proper disinfection.~~ ()

a. Duties of well drillers. Well drillers shall: ()

~~b. Decontaminate and disinfect all casing, tools, drilling equipment, and other materials inserted into any existing well. Clean and disinfect all tanks and hoses to be used for work on any existing well;~~ ()

~~c. Disinfect all pumping equipment and sand or gravel used in an artificial filter-packed well and used to develop and pump test the well; and~~ ()

~~d. Use only potable water for drilling and for mixing of sealing material and ensure that the water has a chlorine residual of not more than one (1) part per million of free chlorine.~~ ()

e. Disinfection Procedures. Every person shall clean and disinfect all equipment to be placed into a well. ()

~~i. Each person shall disinfect every well, the pump, electrical wiring, drop pipe, and all other equipment using a fifty (50) mg/L chlorine solution;~~ ()

~~ii. Every person shall use all disinfectants in accordance with manufacturer’s instructions;~~ ()

~~iii. No person shall pour, dispose, dump, discharge, or inject any fluid, liquid, or chemical into a well that would exceed the Idaho Ground Water Quality standards, as set forth in the current IDAPA 58.01.11, “Ground Water Quality Rule”; and~~ ()

~~iv. Every person shall maintain on every well site at any time disinfection is necessary adequate chlorine compounds, tools, and equipment to disinfect the well, the pump, electrical wiring and controls, drop pipe, and all other equipment in accordance with the following table.~~ ()

Chlorine compound required to disinfect 100-ft. of water-filled well at 50 mg/L				
Casing Diameter (in.)	Volume of water in casing per 100 ft. of water depth (gallons)	Amount of Chemical Compound needed for each 100 ft. of water		
		Calcium Hypochlorite ¹ (65% available Cl ₂)	Sodium Hypochlorite ² (12 trade %)	Liquid Chlorine ³ (100% available Cl ₂) (pounds)
4	65.28	0.7 oz	3.5 oz	0.03
6	146.2	1.5 oz	7.8 oz	0.06
8	261.1	2.7 oz	13.9 oz	0.11
10	408.0	4.2 oz	1.4 pt	0.17
12	587.5	6.0 oz	2.0 pt	0.25
16	1044.0	10.7 oz	3.5 pt	0.44
20	1632.0	1 lb 1oz	0.7 gal	0.68
24	2350.0	1 lb 8 oz	1.0 gal	0.98
30	3672.0	2 lbs 6 oz	1.5 gal	1.53
36	5287.0	3 lbs 6 oz	2.2 gal	2.21
48	9400.0	6 lbs 1 oz	3.9 gal	3.92
60	14690.0	9 lbs 7 oz	6.1 gal	6.13

Footnotes:
¹The quantity of Calcium Hypochlorite is based on 65 percent available chlorine by dry weight.
²The quantity of Sodium Hypochlorite is based on 12-trade-percent available chlorine by US liquid measure.
(Trade percent x 10 = grams of available chlorine in 1 L of solution.)
³Quantity of liquid chlorine is based on 100 percent available chlorine by weight.
(Table from AWWA publication)

2423. Sand Production. The maximum sand content produced from a well shall not exceed 15 ppm. For the purpose of this rule, sand shall be considered as any sediment particle retained on a U.S. standard sieve #200 (0.075 mm to 2 mm).

- a. When necessary to mitigate sand production the well driller shall:
 - i. Construct each well with properly sized casing, screen(s) or perforated intake(s) and,
 - ii. Install properly sized filter pack(s) or,
 - iii. Install pre-packed well screens or,
 - iv. Employ other methods approved by the Director.
- b. The Director may grant a waiver exempting a well producing water that exceeds the maximum sand content only if the well driller has met the requirements of Rule 25 Subparagraph 23.a.

02425. Sand Production in Public Water System Wells. Wells used in connection with a public water system have more stringent requirements. See IDAPA 58.01.08, Idaho Rules for Public Water Systems.

02526 Well Development And Testing. ~~The well driller shall develop every new well to maximize the yield without damage to the aquifer.~~ For each well, the well driller shall measure and record the static (non-pumping) water level, the pumping water level, and the sustainable production rate. The production rate shall be determined by a pump, bailer, air-lift, or other industry approved test of sufficient duration to establish the sustainable rate of production from the well. For wells with no returns the driller shall report no returns and the static water level. This information shall be documented on the well driller's report. ()

026. -- 029. (RESERVED).

030. CONSTRUCTION OF LOW TEMPERATURE GEOTHERMAL RESOURCE WELLS AND BONDING (RULE 30).

01. General. Drillers constructing low temperature geothermal resource wells (bottom hole temperature more than eighty-five (85) Degrees F and less than two hundred twelve (212) Degrees F) shall be qualified under the Well Driller Licensing Rules. All low temperature geothermal resource wells shall be constructed in such a manner that the resource will be protected from waste due to lost artesian pressure and temperature. The owner or well driller is required to provide bottom hole temperature data, but the Director may make the final determination of bottom hole temperature, based upon information available to him. (7-1-93)

a. All standards and guidelines for construction and decommissioning (abandonment) of cold water wells shall apply to low temperature geothermal resource wells except as modified by Rule Subsections 030.03, 030.04, and 030.06. (7-1-93)

b. A drilling prospectus shall be submitted to and approved by the Director prior to the construction, modification, deepening or decommissioning (abandonment) of any low temperature geothermal resource well. The well owner and the well driller are responsible for the prospectus and subsequent well construction. (7-1-93)

02. Well Owner Bonding. The owner of any low temperature geothermal resource well shall file a surety bond or cash bond as required by Section 42-233, Idaho Code, with the Director in an amount not less than five thousand dollars (\$5,000) nor more than twenty thousand dollars (\$20,000) payable to the Director prior to constructing, modifying or deepening the well after July 1, 1987. The bond amount shall be determined by the Director within the following guidelines. The bond shall be kept in force for one year following completion of the well or until released in writing by the Director, whichever occurs first. (7-1-93)

a. Any well less than three-hundred (300) feet deep with a bottom hole temperature of less than one hundred twenty (120) Degrees F and a shut-in pressure of less than ten (10) pounds per square inch gage (psig) at land surface shall maintain a bond of five thousand dollars (\$5,000). (7-1-93)

b. The owner of any well three hundred (300) feet to one thousand (1,000) feet deep with a bottom hole temperature of less than one hundred fifty (150) Degrees F and a shut-in pressure of less than fifty (50) psig at land surface shall maintain a bond of ten thousand dollars

(\$10,000). (7-1-93)

c. The owner of any low temperature geothermal resource well not covered by Rules Subsections 030.02.a. and 030.02.b. shall maintain a bond of twenty thousand dollars (\$20,000). (7-1-93) ()

d. The Director may decrease or increase the bonds required if it is shown to his satisfaction that well construction or other conditions merit an increase or decrease. (7-1-93)

e. The bond requirements of Section 42-233, Idaho Code, are applicable to wells authorized by water right permits or licenses having a priority date earlier than July 1, 1987, if the well authorized by the permit or license was not constructed prior to July 1, 1987 or if an existing well constructed within the terms of the permit or license is modified, deepened or enlarged on or after July 1, 1987. (7-1-93)

03. Casing. Low temperature geothermal resource wells shall be protected from cooling by preventing intermingling with cold water aquifers and from loss of pressure by preventing flow into zones of lower pressure. (7-1-93)

a. Casing which meets or exceeds the minimum specifications for permanent steel casing of Rule Subsection 025.04 shall be installed in every well. The Director may require a more rigid standard for collapse and burst strength as depths or pressures may dictate. Every low temperature geothermal resource well which flows at land surface shall have a minimum of forty (40) feet of conductor pipe set and cemented its entire length. (7-1-93)

b. Casing shall be installed from twelve (12) inches above land surface into the overlying confining strata of the thermal aquifer. The casing schedule may consist of several different casing strings (i.e. conductor pipe, surface casing, intermediate casing, production casing) which may all extend to land surface or may be overlapped and sealed or packed to prevent fluid migration out of the casing at any depth. (7-1-93)

i. Low temperature geothermal resource wells less than one thousand (1,000) feet deep and which encounter a shut-in pressure of less than fifty (50) psig at land surface shall have two (2) strings of casing set and cemented to land surface. Conductor pipe shall be a minimum of forty (40) feet in length or ten percent (10%) of the total depth of the well whichever is greater. Surface casing shall extend into the confining stratum overlying the aquifer. (7-1-93)

ii. Low temperature geothermal resource wells one thousand (1,000) feet or more in depth or which will likely encounter a shut-in pressure of fifty (50) psig or more at land surface require prior approval of the drilling plan by the Director and shall have three strings of casing cemented their total length to land surface. Conductor pipe shall be a minimum length of forty (40) feet. Surface casing shall be a minimum of two hundred (200) feet in length or ten percent (10%) of the total depth of the well, whichever is greater. Intermediate casing shall extend into the confining stratum overlying the aquifer. (7-1-93)

c. Rule Subsection 030.13.b. may be waived if it can be demonstrated to the

Director through the lithology, electrical logs, geophysical logs, injectivity tests or other data that formations encountered below the last casing string set, will neither accept nor yield fluids at anticipated pressure to the borehole. (7-1-93)

d. A nominal borehole size of two (2) inches in diameter larger than the Outside Diameter (O.D.) of the casing or casing coupler (whichever is larger) shall be drilled. All casing designations shall be by O.D. and wall thickness and shall be shown to meet a given specification of the American Petroleum Institute, the American Society for Testing and Materials, the American Water Works Association or the American National Standards Institute. The last string of casing set during drilling operations shall, at the Director's option, be flanged and capable of mounting a valve or blow out prevention equipment to control flows at the surface before drilling resumes. (7-1-93)

04. Sealing of Casing. All casing shall be sealed its entire length with cement or a cement grout mixture unless waived by the Director. The seal material shall be placed from the bottom of the casing to land surface either through the casing or tubing or by use of a tremie pipe. The cement or cement grout shall be undisturbed for a minimum of twenty-four (24) hours or as needed to allow adequate curing. (7-1-93)

a. A caliper log may be run for determining the volume of cement to be placed with an additional twenty-five (25%) percent on site ready for mixing. If a caliper log is not run, an additional one hundred (100%) percent of the calculated volume of cement shall be on site ready for placement. (7-1-93)

b. If there is no return of cement or cement grout at the surface after circulating all of the cement mixture on site, the Department will determine whether remedial work should be done to insure no migration of fluids around the well bore. (7-1-93)

c. The use of additives such as bentonite, accelerators, retarders, and lost circulation material shall follow manufacturer's specifications. (7-1-93)

05. Blow Out Prevention Equipment. The Director may require the installation of gate valves or annular blow out prevention equipment to prevent the uncontrolled blow out of drilling mud and geothermal fluid. (7-1-93)

06. Repair of Wells. The well driller shall submit a drilling prospectus to the Director for review and approval prior to the repair or modification of a low temperature geothermal resource well. (7-1-93)

07. Decommissioning (Abandoning) of Wells. Proper decommissioning (abandonment) of any low temperature geothermal resource well requires the following: (7-1-93)

a. All cement plugs shall be pumped into the hole through drill pipe or tubing. (7-1-93). (See Figure 5, APPENDIX E, (located at the end of this chapter).

b. All open annuli shall be completely filled with cement. (7-1-93)

c. A cement plug at least one hundred (100) feet in vertical depth shall be placed straddling (fifty (50) feet above and fifty (50) feet below) the zone where the casing or well bore meets the upper boundary of each ground water aquifer. (7-1-93)

d. A minimum of one hundred (100) feet of cement shall be placed straddling each drive shoe or guide shoe on all casing including the bottom of the conductor pipe. (7-1-93)

e. A surface plug of either cement grout or concrete shall be placed from at least fifty (50) feet below the top of the casing to the top of the casing. (7-1-93)

f. A cement plug shall extend at least fifty (50) feet above and fifty (50) feet below the top of any liner installed in the well. The Director may waive this rule upon a showing of good cause. (7-1-93)

g. Other decommissioning (abandonment) procedures may be approved by the Director if the owner or operator can demonstrate that the low temperature geothermal resource, ground waters, and other natural resources will be protected. (7-1-93)

h. Approval for decommissioning (abandonment) of any low temperature geothermal well must be in writing by the Director prior to the beginning of any decommissioning (abandonment) procedures. (7-1-93)

031. -- 034. (RESERVED)

035. HEALTH STANDARDS (RULE 35).

01. Public Water System Well Supply. All wells that are constructed for public supply of domestic water shall, in addition to meeting these standards, meet all of the requirements set forth by the Idaho Department of Environmental Quality Rules, IDAPA 58.01.08, "Idaho Rules ~~F~~for Public Drinking Water Systems." (7-1-93)

02. Special Standards for Construction of Wells When Mineralized or Contaminated Water Is Encountered. Any time in the construction of a well that mineralized or contaminated water is encountered, the well driller shall take the appropriate steps necessary to prevent the poor quality waters from entering the well or moving up or down the annular space around the well casing. The method employed to case and seal out this water shall be determined by the well driller, provided all other minimum standards are met. The well driller will take special precautions in the case of filter-packed wells to prevent water of inferior quality from moving vertically in the filter packed portions of the well. All actions taken will be clearly documented on the well driller's report ()

03. Distances From Contaminate Sources. All water wells constructed for domestic use shall comply with minimum distances from septic tanks, drain fields, drainfield replacement area and other siting requirements of the Idaho Department of Environmental Quality and the appropriate District Health Department. (7-1-93)

1262
1263 **04. Owners Responsibilities For Well Use And Maintenance**

1264 After a well is complete the well owner shall be responsible for properly maintaining the well
1265 and reporting problems with a well to the Department. All wells shall be capped, covered and
1266 sealed such that debris cannot enter the well, persons or animals cannot fall into the well, and
1267 water cannot enter the well around the outside of the casing. ()
1268

1269 **05. Use.** The well owner shall not operate any well in a manner that causes waste or
1270 contamination of the ground water resource. Failure to operate, maintain, knowingly allow the
1271 construction of any well in a manner that violates these Rules, or failure to repair or properly
1272 decommission (abandon) any well as herein required will subject the well owner to civil
1273 penalties as provided by statute. ()
1274

1275 **06. Maintenance.** The well owner shall:

1276
1277 **a.** Not allow modification to wells under their control without first obtaining an
1278 approved IDWR permit, pursuant to Section 42-235, Idaho Code; ()
1279

1280 **b.** Maintain the minimum casing height of twelve (12) inches above land surface and
1281 finished grade; ()
1282

1283 **c.** Maintain the appropriate well cap, and control device if required, according to
1284 these Rules; ()
1285

1286 **d.** Not install or allow the installation of any well pump that would cause a violation
1287 of the sand production requirements in accordance with these Rules or allow the well to pump in
1288 excess of a water right or domestic allowance; ()
1289

1290 **e.** Any person owning or controlling a well shall maintain the well to prevent waste
1291 or contamination of ground waters through leaky casings, pipes, fittings, valves, pumps, seals or
1292 through leakage around the outside of the casings, whether the leakage is above or below the
1293 land surface. Any person owning or controlling a non-compliant well shall be responsible for the
1294 repair of the well in accordance with these Rules within one (1) year of the discovery of the
1295 violation. ()
1296

1297 **07. New Construction.** Prevent construction of any permanent building, except for
1298 buildings to house a well and/or plumbing apparatus, closer than ten (10) feet from an existing
1299 well. ()
1300

1301 **08. Maintain All Other Separation Distances.** Not construct or install, or allow the
1302 construction or installation of any object listed in a location closer than that allowed by the table
1303 of Rule 25.01.e. ()
1304

1305 **09. Unused or Unusable Water Wells.** The Well Owner shall be responsible for
1306 decommissioning (abandonment) of any unused or unusable well in accordance with these Rules
1307 within twenty-four (24) months. ()

10. Wells Posing a Threat to Human Health and Safety or Causing Contamination of the Ground Water Resource. The Well Owner shall be responsible for immediate repair or decommissioning (abandonment) in accordance with these Rules of any well shown to pose a threat to human health and safety or cause contamination of the ground water resource. ()

036. -- 039. (RESERVED)

040. AREAS OF DRILLING CONCERN (RULE 40).

01. General. (7-1-93)

a. The Director may designate an “area of drilling concern” to protect public health, or to prevent waste and contamination of ground and/or surface water because of factors such as aquifer pressure, vertical depth to the aquifer, warm or hot ground water, or contaminated ground or surface waters. (7-1-93)

b. The designation of an area of drilling concern does not supersede or preclude designation of part or all of an area as a Critical Ground Water Area (Section 42-233a, Idaho Code), Ground Water Management Area (Section 42-233b, Idaho Code), or Geothermal Resource Area (Sections 42-4002 and 42-4003, Idaho Code). (7-1-93)

c. The designation of an area of drilling concern can include certain aquifers or portions thereof while excluding others. The area of drilling concern may include low temperature geothermal resources while not including the shallower cold ground water systems. (7-1-93)

02. Bond Requirement. (7-1-93)

a. The minimum bond to be filed by the well driller with the Director for the construction or modification of any well in an area of drilling concern shall be ten thousand dollars (\$10,000) unless it can be shown to the satisfaction of the Director that a smaller bond is sufficient. (7-1-93)

b. The Director may determine on a case-by-case basis if a larger bond is required based on the estimated cost to repair, complete or properly decommission (abandon) a well. (7-1-93)

03. Additional Requirements. (7-1-93)

a. A driller shall demonstrate to the satisfaction of the Director that he has the experience and knowledge to adequately construct or decommission (abandon) a well which encounters warm water or pressurized aquifers. (7-1-93)

b. A driller shall demonstrate to the satisfaction of the Director that he has, or has immediate access to, specialized equipment or resources needed to adequately construct or

decommission (abandon) a well.

(7-1-93)

041. -- 044. (RESERVED)

045. DRILLING PERMIT REQUIREMENTS (RULE 45).

01. General Provisions.

()

a. The owner of a well to be constructed or modified on or after July 1, 1987 shall obtain a drilling permit from the Director prior to construction or modification of the well. For every newly constructed, modified or decommissioned (abandoned) well, the well driller shall identify the well's location to the nearest 40 acre parcel according to the Public Land Survey System, and the coordinates in degrees and decimal minutes acquired with a GPS in order to obtain a permit.

()

b. The Director may issue a drilling permit to the owner of a proposed well, to the driller employed to construct the well, or to the owner's representative.

(7-1-93)

c. Drilling permits will not be issued for construction of a well which requires another separate approval from the department, such as a water right permit, transfer, amendment or injection well permit, until the other separate approval has been given by the department. The Director may grant a waiver if he determines that the public interest will be served by an expedited approval.

(7-1-93)

~~d. The Director may give verbal approval through a start card permit for a single family domestic well. Start card Form 235-3 shall be completed and submitted to the Department no less than 72 hours prior to commencing construction of the well. For every newly constructed, modified, or decommissioned (abandoned) well, the well driller shall identify the well's location to the nearest 40 acre parcel according to the Public Land Survey System, and the coordinates in degrees and decimal minutes acquired with a GPS in order to obtain a start card. The Director may give verbal approval to a well driller for the construction of certain wells such as single family domestic wells and stockwater wells which do not require other separate approvals from the department, provided the driller files the drilling permit and appropriate fee with the Director within thirty (30) days of the verbal approval or files with the Department a Start Card (form 235-3) and appropriate fee no less than 72 hours prior to commencing construction of the well.~~
~~A Neither a verbal approval nor a start card permit shall not be issued for wells in a designated Area of Drilling Concern, Critical Ground Water Areas, or Ground Water Management Areas.~~

()

~~e. The Director may give verbal approval through a start card to a well driller for the construction of certain wells such as single family domestic wells and stockwater wells which do not require other separate approvals from the department, provided the driller files the drilling permit and appropriate fee with the Director within thirty (30) days of the verbal approval.~~

(7-1-93)

~~f. The Director may give verbal approval through a start card to a well driller for the construction of a well for which other permitting requirements have been met, provided the driller files the drilling permit and appropriate fee with the Director within thirty (30) days of the~~

verbal approval. (7-1-93)

gf. Failure of the driller to submit a completed drilling permit and fee within the thirty (30) day period after receiving verbal approval to construct, drill, or modify a well is cause for the Director to seek the penalties provided by statute and by these Rules, and immediately suspend the privilege of granting verbal approvals through a start card to the driller for a period of not less than one hundred and twenty (120) days. ()

hg. After the effective date of these Rules, a well driller shall not construct, drill or modify any well until a drilling permit has been issued, ~~or~~ verbal approval granted, or through a start card is given.

02. Effect of a Permit. (7-1-93)

a. A drilling permit authorizes the construction, drilling or modification of a well in compliance with these Rules and the conditions of approval on the permit. ()

b. A drilling permit does not constitute a water right permit, injection well permit or other authorization which may be required from the department prior to actual well construction and does not authorize use of water from the well or discharge of fluids into the well. (7-1-93)

c. A drilling permit may not be assigned from one owner to another. (7-1-93)

d. A drilling permit authorizes the construction of one (1) well (except blanket monitoring well drilling permits) unless other holes started under terms of the permit are properly decommissioned (abandoned) and the department is advised of the abandonment. ()

03. Exclusions. Holes that are not wells for purposes of these Rules are not subject to the drilling permit requirement but, shall be constructed and decommissioned (abandoned) in accordance with minimum well construction standards. The Director may require decommissioning (abandonment) of holes constructed pursuant to Rule 045.03.a. in compliance with these rules when use of the holes ceases or if the holes are determined to cause waste or contamination of the ground water. The following are types of holes not considered wells:(7-1-93)

a. Holes with total depth less than eighteen (18) feet. (4-5-00)

b. Holes for collecting soil or rock samples, determining geologic properties, or mineral exploration or extraction, including gravel pits. (4-5-00)

c. Holes for oil and gas exploration for which a permit has been issued pursuant to Section 47-320, Idaho Code. (4-5-00)

d. Holes for constructing building foundations or de-watering building or dam foundation excavations. (4-5-00)

e. Holes for the installation of standpipes or piezometers to monitor the saturation of

dam embankments or foundations or to measure uplift forces on buildings, dams and other structures. (4-5-00)

04. Converting a Hole Not Constructed as a Well for Use as a Well. A hole that was not constructed as a well by or under the responsible charge of a driller, if subsequently converted to obtain water, to monitor water quantity or quality, or to dispose of water or other fluids, shall be reconstructed by a driller to comply with well construction standards and drilling permit conditions. The owner shall obtain a drilling permit, a water right or other approval if needed, and have the hole inspected and modified by a licensed driller as necessary to meet well construction standards. The driller shall file a driller's report for the well. (4-5-00)

05. Fees. (7-1-93)

a. A drilling permit fee is required to modify a well that was constructed and completed prior to July 1, 1987. A fee will not be charged to obtain a permit to decommission (abandon) a well. ()

b. The drilling permit fee for construction of a well for a single family domestic use, stockwater use, class V(c) heat pump injection associated with a single family domestic use or monitoring use or for any use with a rate of diversion of four one hundredths (0.04) cubic feet per second or less and for the storage of four (4) acre-feet per year or less shall be seventy five (\$75) dollars. (See IDAPA 37.03.03, "Rules for Construction and Use of Injection Wells" for the description of class V(c) injection wells). ()

c. The Director may issue a blanket drilling permit for site specific monitoring programs prepared by a licensed engineer or registered geologist as provided in Section 42-235, Idaho Code, upon submittal of a one hundred dollar (\$100) fee for the blanket permit plus a fifty dollar (\$50) per well fee. ()

d. The drilling permit fee for well uses which are not included in Rules Subsections 045.04.b. and 045.04.c. shall be two hundred dollars (\$200). ()

e. The difference between the drilling permit fee required by Rules Subsections 045.04.b. through 045.04.d., as applicable, shall be paid when an existing well constructed on or after July 1, 1987, for which the lower drilling permit fee was paid, is authorized by the Department for a use which would require the larger drilling permit fee. This rule applies even though the existing well is not deepened or the dimensions of the well are not increased. (7-1-93)

f. A drilling permit fee will not be required for a new or additional use from an existing well constructed on or after July 1, 1987, when the drilling permit fee for the new or additional use is the same amount which was previously paid for construction of the well in connection with the existing use. (7-1-93)

046. -- 049. (RESERVED)

050. PENALTIES (RULE 50).

1492 A person owning or controlling a well that allows waste or contamination of the state's ground
1493 water resources or causes a well not to meet the construction standards provided in these Rules,
1494 is subject to the civil penalties as provided by statute. A driller who violates the foregoing
1495 provisions of these minimum well construction standards Rules is subject to the penalty
1496 provisions specified in 42-238 and 42-238b, Idaho Code. (7-1-93)
1497

1498 **051. -- 999. (RESERVED)**